

**RULES AND OPEN GOVERNMENT COMMITTEE**

Meeting Report

May 14, 2014

**PRESENT:** Mayor Chuck Reed, Vice Mayor Madison Nguyen, Councilmember Pete Constant and Councilmember Pierluigi Oliverio.

**ABSENT:** None.

**STAFF:** Assistant City Manager Pam Antil, Deputy City Manager Norberto Dueñas, City Attorney Richard Doyle, City Clerk Toni Taber, Assistant City Clerk Tom Graves, Mayor's Agenda Services Manager Ahmad Chapman, Agenda Services Manager Gloria Schmanek, Deputy City Clerk Suzanne Guzzetta and Deputy City Clerk Kathy Carrillo.

**A. City Council (City Clerk)**

1. Review May 20, 2014 Final Agenda
  - a. Add New Items to Final Agenda
  - b. Assign "Time Certain" to Agenda Items (if needed)
  - c. Review of Items that Meet Exception Rule (if needed)

Public Comments: Richard McCoy pulled Item 5.1 and Matt Lucero pulled Item 8.2 for comments.

Action: Upon motion by Councilmember Constant, seconded by Councilmember Oliverio and carried unanimously, the changes, additions and approved sunshine waivers were approved as follows. (4-0.)

- a. Add New Items to Final Agenda:
    - 1.x (Presentation of a proclamation proclaiming the "San José - Okayama Sister City Youth" as Honorary Ambassadors of the City of San José); 1.x (Presentation of a commendation to Irene Dalis for her thirty years at Opera San José) add Councilmember Oliverio's name to the ceremonial item; 1.x (Presentation of commendations to Sartorette and Cherrywood Elementary Schools Safety Patrol Programs for providing school safety services and education to the Sartorette and Cherrywood communities); 2.x (Mayor Reed's Travel to Denver, Co); 2.x (Mayor Reed's Travel to New York, NY).
  - b. Assign "Time Certain" to Agenda Items (if needed):. Item 6.1 to be heard no earlier than 3:00 p.m.; Item 2.7 deferred to 8/19/14; Item 4.1 deferred to 6/3/14; Item 4.4 deferred to 6/10/14; Item 5.1 deferred to 6/10/14; Item 8.2 to be heard last in the afternoon with recommended language from City Clerk Toni Taber.
  - c. Review of Items that Meet Exception Rule (if needed): Approved sunshine waiver on Item 8.1; Approved sunshine waiver on Item 10.2.
2. Review May 27 , 2014 Draft Agenda  
Meeting Cancelled.

**B. Review of Upcoming Study Session Agenda(s)**

**C. Legislative Update**

1. State – None.
2. Federal – None.

**D. Meeting Schedules**

**E. The Public Record**

Documents Filed: Memorandum from the City Clerk Toni Taber to Mayor Reed and City Council dated May 9, 2014, transmitting the Public Record for the week of May 2, 2014 – May 8, 2014.

Action: Upon motion by Councilmember Constant seconded by Councilmember Oliverio and carried unanimously, the Committee noted and filed the Public Record. (4-0.)

**F. Boards, Commissions and Committees**

1. Appointments  
None.
2. Work Plans  
None.
3. Annual Reports  
None.

**G. Rules Committee Reviews, Recommendations and Approvals**

1. Workload Assessment for Council Requests and Referrals.
2. **SB 1151 (CANNELLA) – Vehicles: School Zone Fines .** (Transportation)
  - a. Adopt a position of support if amended for SB 1151 (Cannella).
  - b. Recommend a one-week turnaround to the City Council so that the City's legislative representative can advocate the City's support if amended position for SB 1151.  
[Rules Referral – 4/30/14 – Item G (2)]

Documents Filed: Memorandum from Director of the Department of Transportation Hans F. Larsen to the Rules and Open Government Committee dated May 2, 2014, forwarding the recommendations.

Director of Intergovernmental Relations Betsy Shotwell and Director of Transportation Hans Larsen were available to respond to the Committee's questions.

Action: Upon motion by Councilmember Constant seconded by Councilmember Oliverio and carried unanimously, the recommendations were approved. (4-0.)

3. Implementation of Electronic Plan Review and Submission for Applicants to the Building and Planning Department (Herrera)

**G. Rules Committee Reviews, Recommendations and Approvals**

Direct staff to proceed with analysis of time and cost associated with implementation of online electronic submission and review of development plans to the Planning and Building Department (Electronic Plan Review – EPR).

Documents Filed: Memorandum from Councilmember Herrera to the Rules and Open Government Committee dated May 8, 2014, forwarding the recommendations.

Councilmember Herrera spoke on her memo and answered the committee's questions. Planning, Building and Code Enforcement Director Harry Freitas offered further explanation on the electronic plan submittal.

Action: Upon motion by Councilmember Constant seconded by Vice Mayor Nguyen and carried unanimously, the recommendations were approved. (4-0.)

**H. Review of additions to Council Committee Agendas/Workplans**

1. Community and Economic Development Committee  
None.
2. Neighborhood Services and Education Committee  
None.
3. Transportation and Environment Committee  
None.
4. Public Safety, Finance and Strategic Support Committee  
None.
5. Rules and Open Government Committee  
None.

**I. Open Government**

1. Appeals of Public Records Act Request  
None.

**J. Open Forum**

Ed Rast spoke on the Sunshine Reform Ordinance.

**K. Adjournment.**

The meeting adjourned at 2:29 p.m.



Mayor Chuck Reed  
Rules and Open Government Committee